P.Z. 125-92

G. R. S. IX-5]

*Previous references.*

1891-92

~~192~~

( L.R. )

File No. 150-

Serial Nos. 1-4

*Later references.*

# GENERAL AND REVENUE SECRETARIAT.

---

*Serial Nos.* 1-4

**Part B for** August 1892

---

SUBJECT.

Regarding the vested rights in a Gokatte in Govt. land Survey no. 9 in the Hundikunte village, Sira Taluk.

---

To the Deputy Commr., Tumkur Dist.

no. 2641/P.Z. 125-92 dated 18-8-92

Forwarding copy of endorsement dated 19-8-1892 to the petitioners Kambada Range Gowda and other ryots of Hundikunte village, Sira Taluk, declining to interfere with the decision of the Deputy Commr. for want of satisfactory proof.

Sl. no. 4

WD 2233—GPB—20,000—14-6-20

Ind t

There is no satisfactory proof that the Pond in question ~~belongs to Petitioners~~ which is ~~the~~ situated in Govt land belongs to the Petitioners. The Govt therefore declare to interfere with the decision of the Dy Comr.—

[signature]

5/8/92

[signature]

5/8

Heavy appears to be unnecessary

[signature]

Issue Ind. & copy to Dy Comr

[signature]

6/8

# CHIEF SECY.'S DEPT.

Submitted to the ~~Dewan~~ Tinnevelly (Rev)

For

Tinnevelly Dep. Commr's No 150 Dy. 14 July 92 & connected file

Kirshni Vested rights in a Sasuvali kalle

The kalle is admittedly Govt property - It belongs to Cangiyanda (the Claimant) or to the village community - A person holding land under it was (on application) granted permission to raise wet crops with the aid of water from this Cattay - A water rate was fixed - The Ryot took water by cutting the bund and constructing a temporary sluice -

This has been
Cause for complaint —
The Deputy Co Says
that the complaint
is unfounded as the
Lakey does not store
much water except
in the rainy season
when water is abundant
every where —
This difficulty &
give a decided opinion
on the equities of the
Case — If I were Deputy
Commr I would
not countenance
the laying of a sluice
where none existed
and where the real com-
munity raises an
objection to such sluice —
The permission granted
to raise wet crops does
not cover the cutting
of the sand & laying
a sluice where one
never existed —

[illegible]
[illegible]

(General Serial No. 32.)

1891/92

No. 84 and 100

Name of Petitioner. Kambada Ca[illegible] Gowda and other ryots of [illegible]

Village. Kandikunte

Taluk. Sira

District. Tumkur

Date of Arzi. [illegible]

Date of Receipt. [illegible]

Date of Disposal.

No. of Enclosures. Ten.

Not being a Council case submitted for order.

8th December 89. [illegible]

Kharagyonda who is one of the Petitioners says that the Kattey was built by him for charitable purposes & on this sense is his & objects to the [illegible] of the Kattey being used for Cultn. purposes. What is the [illegible] finding on these pleas. A [illegible] [illegible] the [illegible] the case is requested.

[illegible]

[illegible]

Tumkur 1892

ABSTRACT.

[illegible] gomal land S. No. [illegible] of the [illegible] Kunte village Kambada Ca[illegible] Gowda, [illegible] and Ayyanna [illegible] a Gowkatte about 20 years [illegible] of nearly Rs. [illegible] of the said village & some of the [illegible] rounding villages. Even in [illegible] the Katte is entered as Gowkatte [illegible] the said Kambada Kange Gowda [illegible] afterwards attempted to use [illegible] of the Katte for his land, he was fined by the Dy. Commr. [illegible] quently one Kallaya of the said village applied to the Amil[illegible] for permission to take water [illegible] the Katte for his field, and the [illegible] dar directed the Sheikdar to [illegible] what the villagers [illegible]

fusion with the applicants
[illegible] got a Malazir written
effect that the villagers had no
[illegible] to the water of the Katte
[illegible] used for irrigation purpose
the names of certain illiterate ryots
forged at the same time. The
[illegible] ryots of the village [illegible]
large amt. of Kandayam had
[illegible] of the Malazir. The
[illegible] transmitted the Malazir
[illegible] Commr. who, after corresponding
S. Supdt. directed that [illegible]
[illegible] C. C. on account of
[illegible] for utilizing the water
Katte in question. Petrs [illegible]
[illegible] addressed the Dy. Commr.
[illegible] out the frustration of the
[illegible] of the builders of the Katte,
[illegible] informed by an Endorst. that
[illegible] had already been settled.
present Dy. Commr. has also
[illegible] to interfere. Petrs now
[illegible] that the Dy. C. order granting
[illegible] of Kallajja, be set aside.
[illegible] Govt. think that the cancellation
[illegible] Dy. C. order will entail a loss
[illegible] imposed on account of Virsardi,
[illegible] are prepared to pay that amt.
[illegible] yr. is addition to their Kandayam.

— a —

[illegible] Dy. C. Endorst. [illegible]
The subject of your complaint
disposed of [illegible] after enquiry
correspondence with the S. Dept.
[illegible] your consent at the time.

MYSORE DEWAN'S OFFICE
PETITION DEPARTMENT.
REG'D. N: 1700 R
DATE 3-11-91

[illegible]

4 [illegible] 20-30 [illegible]

[illegible] 6-7 [illegible]

[illegible] 23 [illegible]

5 [illegible] 6-7 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

22-7-91

Cuddalore

814

Reg'd

Two Rupee stamp affixed.

DEN

[illegible]

1891 [illegible]

1 [illegible]

2 [illegible]

3 [illegible]

4

5

6

[illegible]

[illegible]

[illegible]

R.
2028.

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 8144 1700

dated 28th October /91 received at the

Dewan's Office from Kambada Dungé Gowda and other rig of Hundekunti village, Sira ta complaining of the water of the Gokatté built by pet in Survey No. 9 of the Hundekun village being used for cultivation purposes is forward to the Deputy Commr. Tumkur Dist. for a br report of the circumstances of the case.

~~is forwarded, together with its enclosures, to the~~

Kumbada Dungé Gowda who is one of the petitioners says that the Gokatté in question was built by him for charitable purposes, and in this sense is his, and objects to the water of the Kuttay being used for cultivation purposes. What is the Deputy Commr's finding on these pleas?

~~By Order,~~

BANGALORE, 189 . } ~~Chief Secretary.~~

By Order

Draft

Bangalore 22 April /92 }

Chief Secretary

(General Serial No. 30.)

567

1892.

Pet 31

From The Deputy Commissioner Tumkur District.

To The Chief Secretary to the Government of Mysore.

Dated 4th July 1892.

Despatched 5th do

Received 16/7/92

**Enclosures No.** 1

General No. 53
No

Chief Secretary's Official Memorandum No. 28 of the 22nd April 1892.

Reporting on the petition of Kambada Rangegowda and others of Handikunte village in the Sira Taluk complaining of the water of a Gokatte said to have been built by the said Kambada Rangegowda and his brother in Govt. Survey No. 9 of the village having been given for purposes of cultivation.

Petn Br. Mn 16/7/92

To the same No. 2641 / P.F. 12/92 [illegible]

Petition No. 8/4 & 1700

On the Abstract of the Petns it is stated that the Case is not a Council Case.

The Petitioners claim in fact one of their Rangegauda Claims the Katte in Gomal land No. 9 of the Handikunte village. The Claim appears to me to fall under Rule I Cl. (4) of the Adol. Rules.

If treated as a Council Case the appeal is behind time by more than a year.

The Dy Comr states that he does not know how the Katte can be said to be Rangegauda's

Submitted to the Chief Secretary for orders

[illegible] 20/7/92

Sub. to Commissioner (Rev)

[illegible]

[illegible]

No: 150

Tumkur District
Deputy Commissioner's Office
Tumkur 14th July 1892.

To,

The Chief Secretary to the
Government of Mysore

Sir,

I have the honor to acknowledge the receipt of your Official Memorandum No: 28 of the 22nd April 1892 forwarding for report petition from Kambada Rangé Gowda and others of Handikunté Village in the Sira Taluk complaining of the water of a Gokatté said to have been built by the said Kambada Rangégowda and his brother in Government Survey No: 9 of the Village having been given for purposes of cultivation, and in reply beg to submit as follows:—

2. In December 1889 one Kallajji holder of Survey No: 5 in the said Village applied for permission to make use of the water of the Katté

in

in question for 2 acres of his land and agreed to pay water cess.

3. Enquiry shewed that there was no objection to grant the request. On this a reference was made by the then Deputy Commissioner to the Revenue Survey Department in January 1890 and water cess at Rupees 1 per acre was got fixed by that Department.

4. Then in March and April 1890 some of the Ryots of the Village protested against the grant of the water of the Katte for purposes of cultivation on the ground that it was built some 20 years ago by the said Kambada Rangegowda and his brother for charitable purposes at their own cost i.e. for the use of the Cattle of the surrounding Villages. On this, some of the Ryots other than the petitioners have a Mahazar to the effect that as

the

the Katté was useless as a Gokatté inasmuch as it would contain no water during the hot season the water in it might be given for cultivation. Further, the Amildar reported that he had personally examined the Katté and found it to be useless for cattle, it being a very small one capable of holding a very small quantity of water that too only during the rainy season when there would be no lack of water in big tanks in the vicinity. He further stated that the complaint of the petitioners was owing to some party feeling fostered by the Village Shanbogue. Upon this the papers were filed by the then Officer.

5. With regard to para 2 of your Memorandum under reply enquiring what I have to say about the claim of

R. Rangegowda to the Katté, I beg to state that he and his party allege that he (Rangegowda) built it some years ago and the Shanbogue who is one of them adds that Rangegowda threw the excavations of 2 wells sunk by him some years ago on Government land No. 9 and that it formed the Katté in question. I do not know how under these circumstances the Katté can be said to be Rangegowda's. I have seen it. —

6. The petition received with the Memorandum under reply is herewith returned.

I have the honor to be,
Sir,
Your most obedient servant.

[illegible]
Deputy Commissioner

No.

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,
19 8 1892.

Endorsement granted to Lambada Gauge Gowda & other ryots of Kandikante village Sira Taluk in reply to their Petition Registered No. [illegible] dated [illegible] July & 25th Oct 91.

---

Petitioners are informed that there is no satisfactory proof that the Pond in question, which is situated in Govt. land, belongs to them. The Govt. therefore decline to interfere with the decision of the Dy: Commr.

2. The enclos: are herewith returned.

"By Order,"

Draft

18/8.
for Chief Secretary.

Mysore Govt. Central Press, Bangalore.—5-7-92—1000.

Copy

2641.1 [illegible] 18-8-92
Pet. 125-92 [illegible]

Copy to the Dy. Commr., Tumkur Dt. with reference to his No. 50 of 4/11/92.

By order

Chief Secy